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FAX TRANSMITTAL SHEETNO. OF PAGES (including this page): 69

TO: Dong Jiang
Art Unit: 1646
FAX: (703) 872-9306
FROM: Tom Brody, Reg. No. 46,433
DATE: September 26, 2003
RE: Docket No.: DX01170K
USSN: 09/863,818
Filed: 05/23/2001
Title: Mammalian DCRS9; Related Reagents and Methods (as amended)

Any difficulty with this facsimile, please call:
Melanie Lyons at (650) 496-1183

Documents attached:

| | | |
|----|--|----------|
| 1. | Transmittal | 1 page |
| 2. | Fee Transmittal | 1 pages |
| 3. | Extension of Time Request | 1 page |
| 4. | Amendment and Response | 15 pages |
| 5. | Declaration of Daniel M. Gorman | 5 pages |
| 6. | Attachments: Curriculum Vitae Daniel M. Gorman (8 pages); Abbas, et al. (2000) <i>Cellular and Molecular Immunology</i> 4 th ed., W.B. Saunders Co., Phila., PA, pp. 4-5 (4 pages); Roitt, et al. (1993) <i>Immunology</i> , 3 rd ed., Mosby, St. Louis, MO, pp. 1.1-1.2 (4 pages); Abraham, et al. (1999) <i>Am. J. Respir. Crit. Care Med.</i> 159:1205-1214 (10 pages); Jones, et al. (1998) <i>Can. J. Physiol. Pharmacol.</i> 76:210-217 (8 pages); Hurst, et al. (2002) <i>J. Immunol.</i> 169:443-453 (11 pages). | |

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on September 26, 2003

September 26, 2003

Melanie Lyons

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PTO/SB/21 (03-03)

Approved for use through 04/30/2003. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

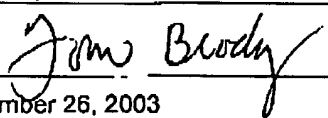
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| | | | |
|--|----------------------|------------------------|--|
| TRANSMITTAL FORM <small>(to be used for all correspondence after initial filing)</small> | Application Number | 09/863,818 | RECEIVED CENTRAL FAX CENTER SEP 29 2003 |
| | Filing Date | May 23, 2001 | |
| | First Named Inventor | Daniel M. Gorman | |
| | Art Unit | 1646 | |
| | Examiner Name | Dong Jiang | |
| Total Number of Pages in This Submission | 69 | Attorney Docket Number | DX01170K |

ENCLOSURES (Check all that apply)**OFFICIAL**

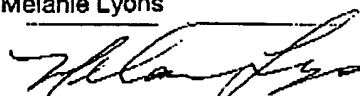
| | | |
|--|---|--|
| <input checked="" type="checkbox"/> Fee Transmittal Form | <input type="checkbox"/> Drawing(s) | <input type="checkbox"/> After Allowance Communication to Group |
| <input type="checkbox"/> Fee Attached | <input type="checkbox"/> Licensing-related Papers | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences |
| <input checked="" type="checkbox"/> Amendment/Reply | <input type="checkbox"/> Petition | <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) |
| <input type="checkbox"/> After Final | <input type="checkbox"/> Petition to Convert to a Provisional Application | <input type="checkbox"/> Proprietary Information |
| <input checked="" type="checkbox"/> Affidavits/declaration(s) | <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address | <input type="checkbox"/> Status Letter |
| <input checked="" type="checkbox"/> Extension of Time Request | <input type="checkbox"/> Terminal Disclaimer | <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): |
| <input type="checkbox"/> Express Abandonment Request | <input type="checkbox"/> Request for Refund | |
| <input type="checkbox"/> Information Disclosure Statement | <input type="checkbox"/> CD, Number of CD(s) | |
| <input type="checkbox"/> Certified Copy of Priority Document(s) | Remarks: | |
| <input type="checkbox"/> Response to Missing Parts/Incomplete Application | 1. Declaration of Daniel M. Gorman (5 pages). | |
| <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | 2. Abbas, et al. (2000) <i>Cellular and Molecular Immunology</i> 4 th ed., W.B. Saunders Co., Phila., PA, pp. 4-5 (4 pages). | |
| | 3. Roitt, et al. (1993) <i>Immunology</i> , 3 rd ed., Mosby, St. Louis, MO, pp. 1.1-1.2 (4 pages). | |
| | 4. Abraham, et al. (1999) <i>Am. J. Respir. Crit. Care Med.</i> 159:1206-1214 (10 pages). | |
| | 5. Jones, et al. (1998) <i>Can. J. Physiol. Pharmacol.</i> 76:210-217 (8 pages). | |
| | 6. Hurst, et al. (2002) <i>J. Immunol.</i> 169:443-453 (11 pages). | |
| | 7. Fax Transmittal Sheet | |

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

| | |
|--------------------|--|
| Firm or Individual | Tom Brody, Reg. No. 46,433 DNAX Research, Inc. 901 California Ave. Palo Alto, CA 94304-1104 |
| Signature |  |
| Date | September 26, 2003 |

CERTIFICATE OF TRANSMISSION/MAILING

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|------------------|---|------|------------|
| Typed or printed | Melanie Lyons | | |
| Signature |  | Date | 09/26/2003 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

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PTO/SB/17 (01-03)

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U.S. Patent and Trademark Office, U.S. Department of Commerce

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FEE TRANSMITTAL

for FY 2003

Effective 01/01/2003. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27TOTAL AMOUNT OF PAYMENT (\$)**930.00**

Complete if Known

Application Number 09/863,818

Filing Date May 23, 2001

First Named Inventor Daniel M. GORMAN

Examiner Name Dong Jiang

Art Unit 1646

Attorney Docket No. DX01170K

METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit Card ☐ Other ☐ None☒ Deposit Account:

Deposit Account Number: 04-1239

Deposit Account Name: DNAX Research, Inc.

The Commissioner is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments☒ Charge any additional fee(s) during the pendency of this application☒ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account

FEE CALCULATION

1. BASIC FILING FEE

| Large Entity Fee Code (\$) | Small Entity Fee Code (\$) | Fee Description | Fee Paid |
|-------------------------------|-------------------------------|------------------------|----------|
| 1001 750 | 2001 375 | Utility filing fee | 0 |
| 1002 330 | 2002 165 | Design filing fee | |
| 1003 520 | 2003 260 | Plant filing fee | |
| 1004 750 | 2004 375 | Reissue filing fee | |
| 1005 160 | 2005 80 | Provisional filing fee | |

SUBTOTAL (1) \$ 0

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

| | Extra Claims | Fee from Below | Fee Paid |
|----------------------|--------------|----------------|----------|
| Total Claims 18 | -20** = 0 | X | = |
| Independent Claims 3 | -3** = 0 | X | = |
| Multiple Dependent | | | = |

| Large Entity Fee Code (\$) | Small Entity Fee Code (\$) | Fee Description |
|-------------------------------|-------------------------------|--|
| 1202 18 | 2202 9 | Claims in excess of 20 |
| 1201 84 | 2201 42 | Independent claims in excess of 3 |
| 1203 280 | 2203 140 | Multiple dependent claim, if not paid |
| 1204 84 | 2204 42 | ** Reissue independent claims over original patent |
| 1205 18 | 2205 9 | ** Reissue claims in excess of 20 and over original patent |

SUBTOTAL (2) \$ 0

** or number previously paid, if greater. For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

| Large Entity Fee Code (\$) | Small Entity Fee Code (\$) | Fee Description | Fee Paid |
|-------------------------------|-------------------------------|--|----------|
| 1051 130 | 2051 65 | Surcharge - late filing fee or oath | |
| 1052 50 | 2052 25 | Surcharge - late provisional filing fee or cover sheet | |
| 1053 130 | 1053 130 | Non-English specification | |
| 1812 2,520 | 1812 2,520 | For filing a request for <i>ex parte</i> reexamination | |
| 1804 920* | 1804 920* | Requesting publication of SIR prior to Examiner action | |
| 1805 1,840* | 1805 1,840* | Requesting publication of SIR after Examiner action | |
| 1251 110 | 2251 55 | Extension for reply within first month | |
| 1252 410 | 2252 205 | Extension for reply within second month | |
| 1253 930 | 2253 465 | Extension for reply within third month | 930 |
| 1254 1,460 | 2254 725 | Extension for reply within fourth month | |
| 1255 1,970 | 2255 985 | Extension for reply within fifth month | |
| 1401 320 | 2401 160 | Notice of Appeal | |
| 1402 320 | 2402 160 | Filing a brief in support of an appeal | |
| 1403 280 | 2403 140 | Request for oral hearing | |
| 1451 1,510 | 1451 1,510 | Petition to institute a public use proceeding | |
| 1452 110 | 2452 55 | Petition to revive - unavoidable | |
| 1453 1,300 | 2453 650 | Petition to revive - unintentional | |
| 1501 1,300 | 2501 650 | Utility issue fee (or reissue) | |
| 1502 470 | 2502 235 | Design issue fee | |
| 1503 630 | 2503 315 | Plant issue fee | |
| 1460 130 | 1460 130 | Petitions to the Commissioner | |
| 1807 50 | 1807 50 | Processing fee under 37 CFR 1.17(q) | |
| 1806 180 | 1806 180 | Submission of Information Disclosure Stmt | |
| 8021 40 | 8021 40 | Recording each patent assignment per property (times number of properties) | |
| 1809 750 | 2809 375 | Filing a submission after final rejection (37 CFR 1.129(a)) | |
| 1810 750 | 2810 375 | For each additional invention to be examined (37 CFR 1.129(b)) | |
| 1801 750 | 2801 375 | Request for Continued Examination (RCE) | |
| 1802 900 | 1802 900 | Request for expedited examination of a design application | |

Other fee (specify)

* Reduced by Basic Filing Fee Paid

SUBTOTAL (3) \$ 930

SUBMITTED BY

(Complete (if applicable))

Name (Print/Type)

Tom Brody

Registration No.

46,433

Telephone 1-650-496-6400

Signature



Date

September 26, 2003

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